

**Effective 5/13/2014**

**53-13-106.1 State and local law enforcement officers and federal employees -- Definitions.**

As used in this section and in Sections 53-13-106.2 through 53-13-106.10:

- (1) "Exercise law enforcement authority" and "exercise of law enforcement authority" means:
  - (a) to take any action on private land, state-owned land, or federally managed land, to investigate, stop, serve process, search, arrest, cite, book, or incarcerate a person for a federal, state, or local criminal violation when the action is based on:
    - (i) a federal statute, regulation, or rule;
    - (ii) a state or local statute, ordinance, regulation, or rule; or
    - (iii) a state or local statute, ordinance, regulation, or rule that is being enforced by a federal agency pursuant to the Assimilative Crimes Act, 18 U.S.C. Sec. 13; or
  - (b) to gain access to or use the correctional or communication facilities and equipment of any state or local law enforcement agency.
- (2) "Federal agency" means a federal agency that manages federally managed land or regulates activities on that land, including:
  - (a) the United States Bureau of Land Management;
  - (b) the United States Forest Service;
  - (c) the National Park Service;
  - (d) the United States Fish and Wildlife Service;
  - (e) the United States Bureau of Reclamation;
  - (f) the United States Environmental Protection Agency; and
  - (g) the United States Army Corps of Engineers.
- (3) "Federal employee" means an employee or other agent of a federal agency, but does not include:
  - (a) a special agent of the Federal Bureau of Investigation;
  - (b) a special agent of the United States Secret Service;
  - (c) a special agent of the United States Department of Homeland Security, unless the employee is a customs inspector or detention removal officer;
  - (d) a special agent of the Bureau of Alcohol, Tobacco, Firearms, and Explosives;
  - (e) a special agent of the United States Drug Enforcement Administration;
  - (f) a United States marshal, deputy marshal, or special deputy United States marshal; or
  - (g) a United States postal inspector of the United States Postal Inspection Service.
- (4) "Federally managed land" means land managed by the following federal agencies:
  - (a) the United States Bureau of Land Management;
  - (b) the United States Forest Service;
  - (c) the National Park Service;
  - (d) the United States Fish and Wildlife Service; and
  - (e) the United States Bureau of Reclamation.
- (5) "Proprietary jurisdiction federally managed land" means all federally managed land as defined in this section except:
  - (a) buildings, installations, and other structures under the exclusive jurisdiction of the Congress of the United States pursuant to the United States Constitution, Article I, Section 8, Clause 17; and
  - (b) parcels that constitute federal enclaves subject to the concurrent jurisdiction of the United States and the state of Utah.

Enacted by Chapter 317, 2014 General Session